

COPY

PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Focke, et al.	Art Unit: 2182
Application No.:	10/797,225	Examiner: Dews, B.J.
Filing Date:	10 March 2004	Confirmation No.: 2971
Title:	METHOD OF OPERATING A CONTROLLER ON A COMMUNICATION MEDIUM	

Customer No.: 25461

Attorney Docket No.: 048141.01200

RESPONSE AND AMENDMENT AFTER FINAL  
UNDER 37 CFR 1.116

11 March 2008

Commissioner of Patents  
PO Box 1450  
Alexandria VA 22313-1450

Sir:

The following is submitted in response to the Office Action dated 30 October from Examiner Brooke J. Dews of Art Unit 2182 in a good faith effort under 37 CFR 1.116(b) to place the application in condition for allowance or in better condition for appeal.

**Status** begins on page 2.

**Summary of Fees Due** begins on page 3.

**Claims Amendments** begin on page 7.

**Remarks** begin on page 10.

**Drawings Amendments** are on the attached Replacement Sheets

I certify that I have transmitted this document to the USPTO this 11<sup>th</sup> day of March 2008.

  
Laurence B. Colton

## STATUS

The above-captioned patent application is pending.

Claims 1, 2, and 5-10 are pending.

The examiner has objected to the Drawings.

Claims 1 and 9 have been rejected under 35 USC 112.

Claims 1-5, 9 and 10 have been rejected under 35 USC 103 by US Patent No. 6,505,084 to Blumenstock (Blumenstock '084) in view of US Patent No. 6,654,797 to Kamper (Kamper '797).

Claims 6-8 have been rejected under 35 USC 103 as being obvious over Blumenstock '084 and Kamper '797 in view of US Patent No. 6,871,150 to Huber (Huber '150).

## **SUMMARY OF FEES DUE**

### **1. Excess Claims Fee.**

Applicant has paid for twenty (20) total claims and three (3) independent claims. As this Response results in six (6) total claims and one (1) independent claims, no excess claims fee is due.

### **2. Extension of Time.**

A separate Petition for an Extension of Time of two (2) months to respond to the Office Action up to and including 30 March 2008 is enclosed, along with the petition fee of \$460.00 for a large entity.